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 SOUTHERN INYO HEALTHCARE DISTRICT

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA
FRESNO DIVISION

In re
 SOUTHERN INYO HEALTHCARE
 DISTRICT,
 Debtor.

Case No.: 2016-10015 FEC

Chapter 9

**ORDER GRANTING IN PART
 EMERGENCY MOTION (1) FOR
 AUTHORITY TO IMMEDIATELY
 TERMINATE HCCA MANAGEMENT
 AGREEMENT OR, IN THE
 ALTERNATIVE, FOR AUTHORITY TO
 MODIFY THE TERMS OF THE HCCA
 MANAGEMENT AGREEMENT IN
 ORDER TO DESIGNATE THE BOARD
 AS THE SOLE SIGNATORY ON ALL
 DISTRICT BANK ACCOUNTS AND (2)
 TO CONTINUE HEARING ON SECOND
 AMENDED DISCLOSURE STATEMENT
 AND ASSOCIATED FILING DEADLINES**

Hearing:

Date: October 17, 2017
 Time: 2:00 p.m.
 Place: Dept. A, Ctrm. 11
 U.S. Bankruptcy Court
 2500 Tulare Street
 Fresno, CA 93721

BAKER & HOSTETLER LLP
 ATTORNEYS AT LAW
 LOS ANGELES

RECEIVED

October 23, 2017

CLERK, U. S. BANKRUPTCY COURT
 EASTERN DISTRICT OF CALIFORNIA
 0006153433

GRANTING IN PART MOTION TO TERMINATE HCCA MANAGEMENT AGREEMENT OR RESTRICT BANK ACCOUNT
 AND TO CONTINUE HEARING AND ASSOCIATED DEADLINES ON SECOND AMENDED DISCLOSURE STATEMENT

The *Emergency Motion (1) for Authority to Immediately Terminate HCCA Management Agreement or, in the Alternative, for Authority to Modify the Terms of the HCCA Management Agreement in Order to Designate the Board as the Sole Signatory on all District Bank Accounts and (2) to Continue Hearing on Second Amended Disclosure Statement and Associated Filing Deadlines* (the “Motion”) [Docket Entry (“D.E.”) 325] filed by the Southern Inyo Healthcare District (the “District”), the debtor in the above-captioned bankruptcy case, came on for hearing on October 17, 2017, at 2:00 p.m. Appearances were made as stated on the record.

Having reviewed and considered the Motion and arguments presented during the hearing on the same, finding notice of the Motion due and proper, and finding good and adequate cause therefor,

IT IS HEREBY ORDERED that the Motion is GRANTED IN PART;

IT IS FURTHER ORDERED that the Debtor is authorized and directed to remove Healthcare Conglomerates Associates, LLC (“HCCA”) as a signatory from any and all bank accounts containing District funds;

IT IS FURTHER ORDERED that the hearing on the Motion is continued to November 8, 2017 at 11:00 a.m., in the United States Bankruptcy Court for the Eastern District of California located at 510 19th Street, Second Floor, Bakersfield, California;

IT IS FURTHER ORDERED that on or before October 25, 2017, the Debtor shall file a supplemental brief in support of the Motion addressing, among other issues, whether the Management Agreement constitutes an executory contract within the meaning 11 U.S.C. § 365;

IT IS FURTHER ORDERED that the status conference in the Bankruptcy Case is continued to November 8, 2017 at 11:00 a.m., in the United States Bankruptcy Court for the Eastern District of California located at 510 19th Street, Second Floor, Bakersfield, California;


IT IS FURTHER ORDERED that ~~any and all hearings and deadlines related to the proposal of a plan for the adjustment of debts and/or associated disclosure statement, including XXXX XXXXXX~~ the hearing and deadlines set by the Civil Minute Order dated September 13, 2017 [D.E. 322], are VACATED; and

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IT IS FURTHER ORDERED that no later than October 23, 2017, the Debtor shall serve a copy of this order on all interested parties via U.S. Mail, postage prepaid, pursuant to Fed. R. Bankr. P. 7004.

IT IS SO ORDERED.

Dated: Oct 23, 2017



Fredrick E. Clement
United States Bankruptcy Judge

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